

**ORIGINAL**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re: W.R. Grace, *et al.*

---

Mission Towers,	)	
	)	
Appellant,	)	Civil Action No. 07-287
	)	
v.	)	Bankruptcy Case No. 01-01139 (JKF)
	)	AP 07-16
W.R. Grace, <i>et al.</i> ,	)	
	)	
Appellees.	)	

---

**ORDER CONSOLIDATING 44 RELATED  
APPEALS AND SETTING BRIEFING SCHEDULE**

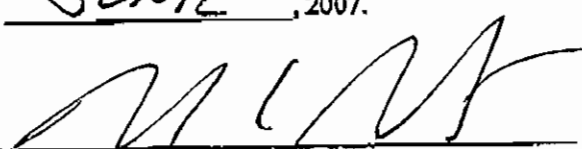
Upon the request of the parties to the above-referenced appeal, and it appearing that it is in interests of judicial economy for this appeal to be procedurally consolidated with the 43 other appeals to this Court referenced on Exhibit "A" to this Order, it is therefore ORDERED AND DECREED:

1. Each of the appeal proceedings referenced on Exhibit "A" hereto (the "Appeals") are hereby consolidated into Civil Action No. 07-287. From and after the date of this Order, all filings in any of the Appeals shall be filed only in Civil Action No. 07-287.
2. Appellants in the Appeals shall file and serve their opening brief on or before July 16, 2007.
3. Appellees in the Appeals shall file and serve their responsive brief on or before August 20, 2007.

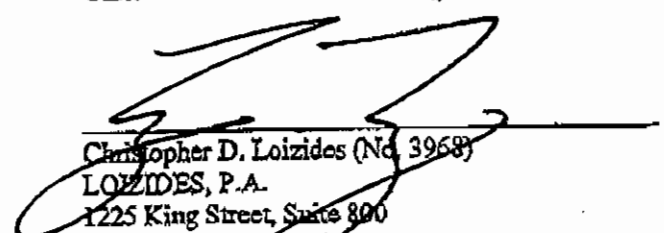
5  
6/12/07

4. Appellants shall file and serve their reply brief, if any, on or before August 31, 2007.

SO ORDERED THIS 14 DAY OF JUNE, 2007.

  
Hon. Ronald L. Buckwalter  
United States District Court Judge

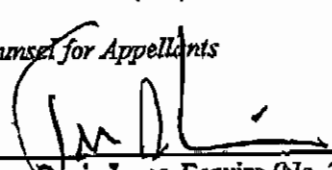
CONSENTED TO BY:

  
Christopher D. Loizides (No. 3968)  
LOIZIDES, P.A.  
1225 King Street, Suite 800  
Wilmington, DE 19801  
Telephone: (302) 654-0248  
Facsimile: (302) 654-0728

- and -

Daniel A. Speights (SC Fed. ID No. 4252)  
Marion C. Fairey, Jr. (SC Fed. ID No. 6101)  
SPEIGHTS & RUNYAN  
200 Jackson Avenue, East  
P.O. Box 685  
Hampton, SC 29924  
Telephone: (803) 943-4444  
Facsimile: (803) 943-4599

*Counsel for Appellants*

  
Laura Davis Jones, Esquire (No. 2436)  
James E. O'Neill, Esquire (No. 4042)  
Timothy P. Cairns, Esquire (No. 4228)  
PACHULSKI STANG ZIEHL YOUNG JONES &  
WEINTRAUB  
919 North Market Street, 17<sup>th</sup> Floor  
Wilmington, DE 19801  
Telephone: (302) 652-4100

- and -

David M. Bernick, Esquire  
Janet S. Baer, Esquire  
Lisa Esayian, Esquire  
KIRKLAND & ELLIS, LLP  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000

*Counsel for Appellees*

## **EXHIBIT A**

District Court Civil Action No.	CLAIMANT NAME	Claim No.	Bankruptcy Court Appeal No.
07-287 (RLB)	Mission Towers a/k/a Foxridge Towers Office Building f/k/a Foxridge Office Building	10516	07-16
07-288 (RLB)	Bethesda Rehabilitation Hospital, MN	10523	07-17
07-289 (RLB)	First Tennessee Bank f/k/a National Bank Building	10533	07-18
07-290 (RLB)	First Tennessee Bank f/k/a Hamilton National Bank	10534	07-19
07-291 (RLB)	Washington Township Health Care District f/k/a Washington Hospital, CA	10668	07-20
07-292 (RLB)	New Hanover Regional Medical Center f/k/a New Hanover Memorial Hospital	10672	07-21
07-293 (RLB)	First Health Montgomery Memorial Hospital f/k/a Montgomery Memorial Hospital, NC	10673	07-22
07-294 (RLB)	Pierre Laclede Center Nos. 1 & 2 f/k/a Pierce Laclede Building(s), MO	10696	07-23
07-295 (RLB)	St. Joseph's Hill Infirmary Nursing Home (2 Buildings), MO	10700	07-24
07-296 (RLB)	IBM Metro Employees FCU f/k/a Manufacturers Hanover Trust	10722	07-25
07-297 (RLB)	Palos Community Hospital f/k/a Palos Hospital, IL	11066	07-26
07-298 (RLB)	St. Mary's Medical Center f/k/a St. Mary's Hospital	10746	07-27
07-299 (RLB)	Friendly Home Nursing Care & Rehabilitation f/k/a Deaf-Hard of Hearing & Speech Impaired	10747	07-28
07-300 (RLB)	99 Founders Plaza, CT	10762	07-29
07-301 (RLB)	Oneida County Office Building c/o Oneida County Dept. of Law, NY	10767	07-30
07-302 (RLB)	Manor Oak Two (2 <sup>nd</sup> Building), 1910 Cochran Road, Pittsburgh, PA	10789	07-31
07-303 (RLB)	Cayuga County Office Building f/k/a Cayuga Company Office Building, NY	10947	07-32
07-304 (RLB)	St. Luke's Hospital	10998	07-33
07-305 (RLB)	Schuyler Hospital, NY	11003	07-34
07-306 (RLB)	Santa Teresa Medical Office Building, CA	11018	07-35
07-307 (RLB)	Nebraska Skilled Nursing and Rehabilitation f/k/a Medicenters of America, NE	11046	07-36
07-308 (RLB)	Virtua Health - West Jersey Hospital Voorhees f/k/a West Jersey Hospital, NJ	11226	07-37
07-309 (RLB)	Titusville Area Hospital f/k/a Titusville/Farrell Hospital, PA	11106 & 11144	07-38
07-310 (RLB)	Hotel Captain Cook - Tower #2, AK	11110	07-39
07-311 (RLB)	Gundersen Lutheran Medical Center f/k/a Lacrosse Lutheran Hospital Addition, WI	11124	07-40
07-312 (RLB)	Baptist Health Medical Center - Little Rock f/k/a Arkansas Baptist Medical Center, AK	11128	07-41
07-313 (RLB)	Abbeville General Hospital f/k/a Abbeville Hospital, LA	11133	07-42

District Court Case No.	CLAIMANT NAME/CLAIM #	Claim No.	Bankruptcy Appeal No.
07-314 (RLB)	St. Anthony's Regional Hospital & Nursing Home f/k/a St. Anthony's Hospital in Carroll, IA	11151	07-43
07-315 (RLB)	Fulton County Health Center	11158	07-44
07-316 (RLB)	Ohio Savings Plaza f/k/a Penton/Park Plaza Investment Tower Job, OH	11179	07-45
07-317 (RLB)	YWCA of Greater Des Moines f/k/a YMCA Building, IA	11153	07-46
07-318 (RLB)	Scottish Rite Cathedral, PA	11200	07-47
07-319 (RLB)	First Tennessee Bank, Court-Thomas Computer Center (Bldg.2) f/k/a National Bank Building	11722	07-48
07-320 (RLB)	Panda Prints f/k/a Lehigh Tile/Marble Warehouse, PA	11257	07-49
07-321 (RLB)	McKenzie Willamette Medical Center f/k/a McKenzie Hospital, OR	11262	07-50
07-322 (RLB)	Keller Building f/k/a Albert Keller Memorial Hospital, MO	11384	07-51
07-323 (RLB)	Virtua West Jersey Hospital Marlton f/k/a Garden State Hospital, NJ	11389	07-52
07-324 (RLB)	Homeplace of Mondovi Hospital f/k/a Buffalo Memorial Hospital	11422	07-53
07-325 (RLB)	Dodge County Hospital, GA	11550	07-54
07-326 (RLB)	Carson Pirlie Scott Store #537 c/o Lakehurst Mall, IL	11555	07-55
07-327 (RLB)	Harry C. Levy Gardens - Housing Authority of the City of Las Vegas, NV	11572	07-56
07-328 (RLB)	Jordan Hospital, Inc., MA	11689	07-57
07-329 (RLB)	University of New England - Westbrook College Campus (Bldgs. 1-5) f/k/a Webber Hospital, ME	11701	07-58
07-330 (RLB)	1199 SEIU f/k/a 310 West 43 <sup>rd</sup> Street Building, NY	11703	07-59